



Interference No. 105.168

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Filed on behalf of Party KROCZEK

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**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES  
(Administrative Patent Judge Linda R. Poteate)**

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**RICHARD KROCZEK**

**Junior Party,  
Application 09/509,283, 09/823,307, and 09/972,524**

**v.**

**TAKUYA TAMATANI and  
KATSUNARI TEZUKA**

**Senior Party,  
Application 09/383,551, 09/561,308, and 10/301,056**

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**Patent Interference No. 105,168**

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**AMENDMENT UNDER 37 CFR §§ 1.633(c) AND (i)  
(In Connection With U.S. Application No. 09/972,524)**

Kroczek EXHIBIT 2067  
Kroczek v. Tamatani  
Interference 105,168

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of:	Kroczek, Richard	Confirmation No.:	8232
Serial No.:	09/972,524	Art Unit:	1644
Filed:	October 4, 2001	Examiner:	Roark, Jessica H.
For:	METHODS FOR TREATMENT OF ASTHMATIC DISORDERS	Attorney Docket No.:	7853-240

**AMENDMENT IN CONNECTION WITH  
PRELIMINARY MOTION UNDER 37 CFR §§ 1.633(c) AND (i)**

MAIL STOP INTERFERENCE  
Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

Sir:

This Amendment is being filed in during the pendency of Patent Interference No. 105,168 in conjunction with Kroczek Preliminary Motion No. 16 filed pursuant to 37 CFR §§ 1.633(c) and (i), and is responsive to Tamatani's Preliminary Motions filed on May 10, 2004. If Kroczek Preliminary Motion No. 16 is granted, Applicant respectfully requests entry of this Amendment and consideration of the Remarks made herein in connection with the above-captioned application. Applicant submits herewith an Amendment Fee Transmittal Sheet.

**AMENDMENTS TO THE CLAIMS** are reflected in the listing of the claims which begins on page 2 of this paper.

**REMARKS** begin on page 4 of this paper.